

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

LPL FINANCIAL CORPORATION,  
formerly known as LINSICO/PRIVATE  
LEDGER CORP.,

Plaintiff,

vs.

FIDELITY AND DEPOSIT  
COMPANY OF MARYLAND,

Defendant.

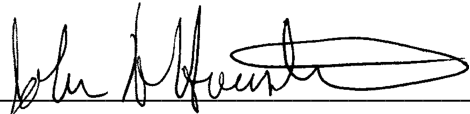
**Case No.: 08CV0038 JAH BLM**

*Assigned to Hon. John A. Houston*

**ORDER DISMISSING ACTION  
WITH PREJUDICE**

Having considered the Joint Motion for Dismissal with Prejudice submitted by Plaintiff LPL Financial Corporation (formerly known as Linsco/Private Ledger Corp.) and Defendant Fidelity and Deposit Company of Maryland, and for good cause shown therein, the Court hereby **GRANTS** the Joint Motion for Dismissal with Prejudice, and it is **ORDERED** that this action is hereby dismissed with prejudice. Each party to bears its own costs and attorney fees.

Date: August 11, 2008

  
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Hon. John Houston  
United States District Court Judge